

041404

17114 U.S. PTO

Please type a plus sign (+) inside this box → [+]

PTO/SB/05 (08/03)
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

+

**UTILITY
PATENT APPLICATION
TRANSMITTAL**(Only for new nonprovisional applications
under 37 CFR 1.53(b))

Attorney Docket No.	9209M
First Inventor	Haimanot (nmn) Bekele
Assignee	The Procter & Gamble Company
Title	Anhydrous, Transfer-Resistant Cosmetic Lip Compositions
Express Mail Label No.	EL990667656US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification Total Pages [18]
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☐ Drawing(s) (35 USC §113) Total Sheets ☐
4. Oath or Declaration Total pages [2]
 - a. ☒ Newly executed (original or copy) (UNSIGNED)
 - b. ☐ Copy from a prior application (37 CFR §1.63(d))
(for continuation/divisional with Box 17 complete)
 - i. ☐ **DELETION OF INVENTORS**
Signed statement attached deleting inventor(s)
named in the prior application,
see 37 CFR §§1.63(d)(2) and 1.33(b).
5. ☐ Application Data Sheet. See 37 CFR §1.76

6. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ Paper
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449/SB08 Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
15. ☐ Nonpublication Request under 35 U.S.C.
122(b)(2)(B)(i). Applicant must attach form
PTO/SB/35 or its equivalent.
16. ☐ Other:

17. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR §1.76:☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)of prior application No. 1

Prior application information:

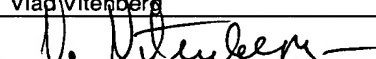
Examiner: _____

Art Unit: _____

For **CONTINUATION OR DIVISIONAL APPS only**: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**19. CORRESPONDENCE ADDRESS**☒ Customer Number

(Insert Customer No. here)

27752

Name (Print/Type)	Vlad Vitenberg	Registration No. (Attorney/Agent)	42,204
Signature		Date	April 14, 2004

+ This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

transutility.doc
(Revised for P&G use 8/28/2003)22387 U.S. PTO
10/824118

041404



FEE TRANSMITTAL for FY 2004 Patent fees are subject to annual revision.	Complete if Known	
	Application Number	
	Confirmation Number	
	Filing Date	
	First Named Inventor	Haimanot (nmn) Bekele
	Examiner Name	
	Art Unit	
TOTAL AMOUNT OF PAYMENT (\$)	1014.00	Attorney Docket No. 9209M

METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																									
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees submitted on this form, credit any over payments, and charge any additional fees(s) during the pendency of this application to: Deposit Account Number: 16-2480 Deposit Account Name: The Procter & Gamble Company		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>Surcharge-late filing fee or oath</td><td><input type="checkbox"/></td></tr> <tr><td>1052</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td><input type="checkbox"/></td></tr> <tr><td>1053</td><td>130</td><td>Non-English specification</td><td><input type="checkbox"/></td></tr> <tr><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td><input type="checkbox"/></td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within 1st month</td><td><input type="checkbox"/></td></tr> <tr><td>1252</td><td>420</td><td>Extension for reply within 2nd month</td><td><input type="checkbox"/></td></tr> <tr><td>1253</td><td>950</td><td>Extension for reply within 3rd month</td><td><input type="checkbox"/></td></tr> <tr><td>1254</td><td>1,480</td><td>Extension for reply within 4th month</td><td><input type="checkbox"/></td></tr> <tr><td>1255</td><td>2,010</td><td>Extension for reply within 5th month</td><td><input type="checkbox"/></td></tr> <tr><td>1401</td><td>330</td><td>Notice of Appeal</td><td><input type="checkbox"/></td></tr> <tr><td>1402</td><td>330</td><td>Filing a brief in support of an appeal</td><td><input type="checkbox"/></td></tr> <tr><td>1403</td><td>290</td><td>Request for oral hearing</td><td><input type="checkbox"/></td></tr> <tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td><input type="checkbox"/></td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive - unavoidable</td><td><input type="checkbox"/></td></tr> <tr><td>1453</td><td>1,330</td><td>Petition to revive - unintentional</td><td><input type="checkbox"/></td></tr> <tr><td>1501</td><td>1,330</td><td>Utility issue fee (or reissue)</td><td><input type="checkbox"/></td></tr> <tr><td>1502</td><td>480</td><td>Design issue fee</td><td><input type="checkbox"/></td></tr> <tr><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td><input type="checkbox"/></td></tr> <tr><td>1807</td><td>50</td><td>Processing fee under 37 C.F.R. 1.17(q)</td><td><input type="checkbox"/></td></tr> <tr><td>1806</td><td>180</td><td>Submission of Information Disclosure Statement</td><td><input type="checkbox"/></td></tr> <tr><td>1809</td><td>770</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td><input type="checkbox"/></td></tr> <tr><td>1810</td><td>770</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td><input type="checkbox"/></td></tr> <tr><td>1801</td><td>770</td><td>Request for Continued Examination (RCE)</td><td><input type="checkbox"/></td></tr> <tr><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td><input type="checkbox"/></td></tr> <tr><td>1454</td><td>1330</td><td>Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)</td><td><input type="checkbox"/></td></tr> <tr><td colspan="3">Other fee (specify) _____</td><td><input type="checkbox"/></td></tr> <tr><td colspan="3">Other fee (specify) _____</td><td><input type="checkbox"/></td></tr> </tbody> </table>		Code	(\$)	Fee Description	Fee Paid	1051	130	Surcharge-late filing fee or oath	<input type="checkbox"/>	1052	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>	1053	130	Non-English specification	<input type="checkbox"/>	1812	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>	1804	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>	1805	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>	1251	110	Extension for reply within 1 st month	<input type="checkbox"/>	1252	420	Extension for reply within 2 nd month	<input type="checkbox"/>	1253	950	Extension for reply within 3 rd month	<input type="checkbox"/>	1254	1,480	Extension for reply within 4 th month	<input type="checkbox"/>	1255	2,010	Extension for reply within 5 th month	<input type="checkbox"/>	1401	330	Notice of Appeal	<input type="checkbox"/>	1402	330	Filing a brief in support of an appeal	<input type="checkbox"/>	1403	290	Request for oral hearing	<input type="checkbox"/>	1451	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>	1452	110	Petition to revive - unavoidable	<input type="checkbox"/>	1453	1,330	Petition to revive - unintentional	<input type="checkbox"/>	1501	1,330	Utility issue fee (or reissue)	<input type="checkbox"/>	1502	480	Design issue fee	<input type="checkbox"/>	1460	130	Petitions to the Commissioner	<input type="checkbox"/>	1807	50	Processing fee under 37 C.F.R. 1.17(q)	<input type="checkbox"/>	1806	180	Submission of Information Disclosure Statement	<input type="checkbox"/>	1809	770	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>	1810	770	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>	1801	770	Request for Continued Examination (RCE)	<input type="checkbox"/>	1802	900	Request for expedited examination of a design application	<input type="checkbox"/>	1454	1330	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>	Other fee (specify) _____			<input type="checkbox"/>	Other fee (specify) _____			<input type="checkbox"/>
Code	(\$)	Fee Description	Fee Paid																																																																																																																								
1051	130	Surcharge-late filing fee or oath	<input type="checkbox"/>																																																																																																																								
1052	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>																																																																																																																								
1053	130	Non-English specification	<input type="checkbox"/>																																																																																																																								
1812	2,520	For filing a request for <i>ex parte</i> reexamination	<input type="checkbox"/>																																																																																																																								
1804	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>																																																																																																																								
1805	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>																																																																																																																								
1251	110	Extension for reply within 1 st month	<input type="checkbox"/>																																																																																																																								
1252	420	Extension for reply within 2 nd month	<input type="checkbox"/>																																																																																																																								
1253	950	Extension for reply within 3 rd month	<input type="checkbox"/>																																																																																																																								
1254	1,480	Extension for reply within 4 th month	<input type="checkbox"/>																																																																																																																								
1255	2,010	Extension for reply within 5 th month	<input type="checkbox"/>																																																																																																																								
1401	330	Notice of Appeal	<input type="checkbox"/>																																																																																																																								
1402	330	Filing a brief in support of an appeal	<input type="checkbox"/>																																																																																																																								
1403	290	Request for oral hearing	<input type="checkbox"/>																																																																																																																								
1451	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>																																																																																																																								
1452	110	Petition to revive - unavoidable	<input type="checkbox"/>																																																																																																																								
1453	1,330	Petition to revive - unintentional	<input type="checkbox"/>																																																																																																																								
1501	1,330	Utility issue fee (or reissue)	<input type="checkbox"/>																																																																																																																								
1502	480	Design issue fee	<input type="checkbox"/>																																																																																																																								
1460	130	Petitions to the Commissioner	<input type="checkbox"/>																																																																																																																								
1807	50	Processing fee under 37 C.F.R. 1.17(q)	<input type="checkbox"/>																																																																																																																								
1806	180	Submission of Information Disclosure Statement	<input type="checkbox"/>																																																																																																																								
1809	770	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>																																																																																																																								
1810	770	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>																																																																																																																								
1801	770	Request for Continued Examination (RCE)	<input type="checkbox"/>																																																																																																																								
1802	900	Request for expedited examination of a design application	<input type="checkbox"/>																																																																																																																								
1454	1330	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>																																																																																																																								
Other fee (specify) _____			<input type="checkbox"/>																																																																																																																								
Other fee (specify) _____			<input type="checkbox"/>																																																																																																																								
FEE CALCULATION 1. BASIC FILING FEE - Large Entity <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1001</td><td>770</td><td>Utility filing fee</td><td><input checked="" type="checkbox"/></td></tr> <tr><td>1002</td><td>340</td><td>Design filing fee</td><td><input type="checkbox"/></td></tr> <tr><td>1004</td><td>770</td><td>Reissue filing fee</td><td><input type="checkbox"/></td></tr> <tr><td>1005</td><td>160</td><td>Provisional filing fee</td><td><input type="checkbox"/></td></tr> <tr><td colspan="2">SUBTOTAL (1)</td><td></td><td>(\$)[770.00]</td></tr> </tbody> </table>		Code	(\$)	Fee Description	Fee Paid	1001	770	Utility filing fee	<input checked="" type="checkbox"/>	1002	340	Design filing fee	<input type="checkbox"/>	1004	770	Reissue filing fee	<input type="checkbox"/>	1005	160	Provisional filing fee	<input type="checkbox"/>	SUBTOTAL (1)			(\$)[770.00]	2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE - Large Entity <table border="1"> <thead> <tr> <th></th> <th>Extra Claims</th> <th>Fee from Below</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>Total Claims</td><td>[24] - 20** = [4]</td><td>x [18.00]</td><td>= [72.00]</td></tr> <tr><td>Independent Claims</td><td>[5] - 3** = [2]</td><td>x [86.00]</td><td>= [172.00]</td></tr> <tr><td>Multiple Dependent</td><td></td><td>x []</td><td>= []</td></tr> </tbody> </table> <p>** or number previously paid, if greater; For Reissues, see below</p> <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> </tr> </thead> <tbody> <tr><td>1202</td><td>18</td><td>Claims in excess of 20</td></tr> <tr><td>1201</td><td>86</td><td>Independent claims in excess of 3</td></tr> <tr><td>1203</td><td>290</td><td>Multiple dependent claim, if not paid</td></tr> <tr><td>1204</td><td>86</td><td>**Reissue independent claims over original patent</td></tr> <tr><td>1205</td><td>18</td><td>**Reissue claims in excess of 20 & over original patent</td></tr> <tr><td colspan="2">SUBTOTAL (2)</td><td>(\$)[244.00]</td></tr> </tbody> </table>			Extra Claims	Fee from Below	Fee Paid	Total Claims	[24] - 20** = [4]	x [18.00]	= [72.00]	Independent Claims	[5] - 3** = [2]	x [86.00]	= [172.00]	Multiple Dependent		x []	= []	Code	(\$)	Fee Description	1202	18	Claims in excess of 20	1201	86	Independent claims in excess of 3	1203	290	Multiple dependent claim, if not paid	1204	86	**Reissue independent claims over original patent	1205	18	**Reissue claims in excess of 20 & over original patent	SUBTOTAL (2)		(\$)[244.00]																																																											
Code	(\$)	Fee Description	Fee Paid																																																																																																																								
1001	770	Utility filing fee	<input checked="" type="checkbox"/>																																																																																																																								
1002	340	Design filing fee	<input type="checkbox"/>																																																																																																																								
1004	770	Reissue filing fee	<input type="checkbox"/>																																																																																																																								
1005	160	Provisional filing fee	<input type="checkbox"/>																																																																																																																								
SUBTOTAL (1)			(\$)[770.00]																																																																																																																								
	Extra Claims	Fee from Below	Fee Paid																																																																																																																								
Total Claims	[24] - 20** = [4]	x [18.00]	= [72.00]																																																																																																																								
Independent Claims	[5] - 3** = [2]	x [86.00]	= [172.00]																																																																																																																								
Multiple Dependent		x []	= []																																																																																																																								
Code	(\$)	Fee Description																																																																																																																									
1202	18	Claims in excess of 20																																																																																																																									
1201	86	Independent claims in excess of 3																																																																																																																									
1203	290	Multiple dependent claim, if not paid																																																																																																																									
1204	86	**Reissue independent claims over original patent																																																																																																																									
1205	18	**Reissue claims in excess of 20 & over original patent																																																																																																																									
SUBTOTAL (2)		(\$)[244.00]																																																																																																																									
		* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$) []																																																																																																																									

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Vlad Vitenberg	Registration No.	42,204
Signature		(Attorney/Agent)	
		Telephone	(513) 626-1932
		Date	April 14, 2004

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Fectrans.doc (Revised for P&G use 9/22/2003)